



U.S. Department of Justice

United States Attorney
Southern District of New York

86 Chambers Street
New York, New York 10007

May 30, 2025

BY ECF

Hon. Dale E. Ho
United States District Court
Southern District of New York
500 Pearl Street
New York, NY 10007

Re: *Pro Publica, Inc. v. U.S. Food and Drug Administration*, 24 Civ. 8712 (DEH)

Dear Judge Ho:

Counsel for Plaintiff ProPublica, Inc. (“ProPublica”) and Defendant the United States Food and Drug Administration (“FDA”) respectfully submit this joint status report in this action brought pursuant to the Freedom of Information Act, 5 U.S.C. § 552 (“FOIA”). In accordance with the proposed schedule set forth in the parties’ prior status report (ECF No. 19), which the Court so-ordered (ECF No. 20), on May 12, 2025, FDA made its first production of non-exempt records responsive to the remaining three FOIA requests submitted by ProPublica.¹ Also in accordance with that schedule, FDA will continue to review potentially responsive records at a rate of 750 pages per month, and the parties will continue to file status reports every 60 days, with the next report due on or before July 29, 2025.

We thank the Court for its consideration of this letter.

Respectfully submitted,

JAY CLAYTON
United States Attorney for the
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/s/ Sarah S. Normand
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¹ FDA previously produced records in response to the fourth FOIA request submitted by ProPublica, and the parties continue to meet and confer about FDA’s response to that request. ProPublica reserves the right to challenge redactions and claims of FOIA exemptions, but will continue to work with the FDA in good faith to resolve those disputes where possible without intervention from the Court.

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